

FEB 15 2006

BRUCE TITTEL  
DONALD F. FREI  
DAVID S. STALLARD  
J. ROBERT CHAMBERS  
GREGORY J. LUNN  
KURT L. GROSSMAN  
CLEMENT H. LUKEN, JR.  
THOMAS J. BURGER  
GREGORY F. AHRENS  
WAYNE L. JACOBS  
KURT A. SUMME  
KEVIN G. ROONEY  
KEITH R. HAUPT  
THEODORE R. REMAKLUS  
THOMAS W. HUMPHREY  
SCOTT A. STINEBRUNER  
DAVID H. BRINKMAN  
BEVERLY A. LYMAN, Ph.D.  
KRISTI L. DAVIDSON

**WOOD, HERRON & EVANS, L.L.P.**

2700 Carew Tower  
441 Vine Street  
Cincinnati, Ohio 45202-2917  
Telephone: 513-241-2324  
Facsimile: 513-241-6234  
EMAIL: info@whepatent.com

PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968  
TRUMAN A. HERRON 1935-1976  
EDWARD B. EVANS 1936-1971

JOSEPH R. JORDAN  
C. RICHARD EBY  
DAVID E. PRITCHARD

KATHRYN E. SMITH  
P. ANDREW BLATT, Ph.D.  
DAVID E. JEFFERIES  
WILLIAM R. ALLEN, Ph.D.  
JOHN PAUL DAVIS  
DOUGLAS A. SCHOLER  
BRETT A. SCHATZ  
DAVID W. DORTON  
SARAH OTTE GRABER  
STEVEN W. BENINTENDI, Ph.D.  
RANDALL S. JACKSON, JR.

OF COUNSEL  
JOHN D. POFFENBERGER  
DAVID J. JOSEPHIC  
THOMAS W. FLYNN  
J. DWIGHT POFFENBERGER, JR.  
BRADLEY D. BECK

**FACSIMILE COVER SHEET**

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**TO:** The Honorable Commissioner  
Attention: Art Unit 3763

**FROM:** David H. Brinkman

**Fax No.:** (571) 273-8300

**Phone:** (513) 241-2324

**Date:** February 15, 2006

**Fax:** (513) 421-7269

**Pages (including cover page):** 3

**Re:** U.S. Serial No. 10/727,120  
MINIMALLY INVASIVE MEDICAL APPARATUS FOR DISPENSING A  
BIOLOGICALLY ACTIVE COMPOUND AND AN ASSOCIATED MEDICAL  
PROCEDURE FOR DISPENSING A BIOLOGICALLY ACTIVE COMPOUND  
Attorney Docket No. MOEN-04B

**ATTACHMENTS/COMMENTS: OFFICIAL**

Please deliver to Art Unit 3763  
Second Supplemental Status Inquiry (2 pages)

**CERTIFICATE OF FACSIMILE TRANSMISSION**

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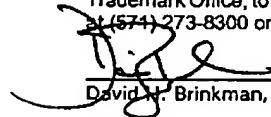
February 15, 2006

David H. Brinkman

Date

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 2/15/06  
David H. Brinkman, Reg. No. 40,532 Date

**RECEIVED  
CENTRAL FAX CENTER****FEB 15 2006****PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Stephen P. Moenning  
Serial No.: 10/727,120  
Filed: December 3, 2003  
Examiner: Thanh, Loan H.  
Art Unit: 3763  
Confirmation No.: 4766  
Title: **MINIMALLY INVASIVE MEDICAL APPARATUS  
FOR DISPENSING A BIOLOGICALLY ACTIVE  
COMPOUND AND AN ASSOCIATED MEDICAL  
PROCEDURE FOR DISPENSING A BIOLOGICALLY  
ACTIVE COMPOUND**  
Atty Docket: MOEN-04B

Cincinnati, Ohio 45202

February 15, 2006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**SECOND SUPPLEMENTAL STATUS INQUIRY**

In checking our files, we find that we have not received any Action in the above-identified application since the filing date of December 3, 2003 other than a Filing Receipt and Notice of Publication of Application. We filed a Status Inquiry on February 2, 2005 and a Supplemental Status Inquiry on August 9, 2005

but did not receive any responses from the United States Patent and Trademark Office. We are concerned with the possibility that an Office Action was issued and possibly misplaced or lost in the mail. Kindly check your files and let us know the status of this case. If any Action has been issued, we would appreciate it very much if you would send us a copy, or advise when we can expect to receive an Action.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

  
\_\_\_\_\_  
David G. Brinkman, Reg. No. 40,532

2700 Carew Tower  
441 Vine Street  
Cincinnati, Ohio 45202  
(513) 241-2324 - Voice  
(513) 421-7269 - Facsimile